



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
|-----------------|-------------|----------------------|---------------------|------------------|

10/560,655

08/11/2006

Paul D. Olivo

66146-50664

2262

21888 7590 07/18/2008
THOMPSON COBURN, LLP
ONE US BANK PLAZA
SUITE 3500
ST LOUIS, MO 63101

EXAMINER

SNYDER, STUART

ART UNIT

PAPER NUMBER

1648

NOTIFICATION DATE

DELIVERY MODE

07/18/2008

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

IPDOCKET@THOMPSONCOBURN.COM

| | | | |
|--------------------------|--------------------------------------|-------------------------------------|--|
| Interview Summary | Application No. 10/560,655 | Applicant(s) OLIVO ET AL. | |
| | Examiner STUART W. SNYDER | Art Unit 1648 | |

All participants (applicant, applicant's representative, PTO personnel):

(1) STUART W. SNYDER.

(3) CHARLES ROMANO, SR AGENT.

(2) MARY E MOSHER.

(4) WILLIAM HOLTZ, ESQ.

Date of Interview: 15 July 2008.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☒ Yes e) ☐ No.

If Yes, brief description: Proposed amended claims.

Claim(s) discussed: 1, 14 and 16.

Identification of prior art discussed: None.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Regarding claims 1 and 16; discussed change from "RNA virus" replicon vs. "respiratory syncytial virus" overcoming prior art and how to overcome 112 rejections vis a vis "non-cytopathic" limitation. Regarding claim 14; discussed necessity to amend specification because of recitation in claims of specific cell-lines containing claimed replicon--see MPEP Appendix R, Rules, section 1.809.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Mary E Mosher, Ph.D./
Primary Examiner, Art Unit 1648

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required